

Fork of the Eel River in Trinity County. On April 21, 1977, the State Water Resources Control Board (State Board) adopted Order No. WQ 77-9 which remanded Order No. 76-174 to the Regional Board for reconsideration.

On May 26, 1977, the Regional Board adopted Order No. 77-86, amended waste discharge requirements, pursuant to State Board Order No. WQ 77-9. These requirements provide that prior to actual operation on this project, the discharger must submit a technical report for Board approval. A technical report was submitted, and on August 4, 1977, the Regional Board adopted Resolution No. 77-10 approving the technical report and authorizing road construction activities in the project area.

On September 6, 1977, the Citizens Committee to Save Our Public Lands (Citizens Committee) filed a petition for review of Resolution No. 77-10. On September 19, 1977, the Citizens Committee filed a Request for Stay Order which was affirmed on September 26, 1977.

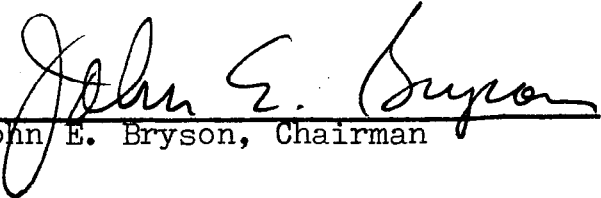
Road construction on this project is proceeding in accordance with a Right of Way Grant (CA3051) issued by the Bureau of Land Management (BLM). This Grant provides that construction activities shall be discontinued on October 15th of each year. This date, however, may be extended by written authorization of BLM, weather permitting. Further, the Corporation's consulting geologist, BLM engineers and Regional Board staff are required to closely supervise and monitor the construction activities. The road is to be winterized prior to the close of construction activities.

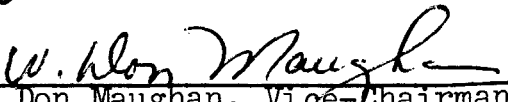
Based upon the foregoing facts and other matters contained in the Regional Board record, we find that substantial harm will not result to the petitioner or the public interest if the Request for Stay Order is denied. Further, the petitioner has failed to show the absence of substantial harm to the Corporation if the stay is granted.

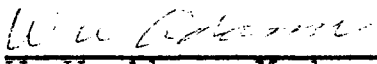
Order

IT IS HEREBY ORDERED that the Request for Stay Order
is denied.

Dated: October 20, 1977


John E. Bryson, Chairman


W. Don Maughan, Vice-Chairman


W. W. Adams, Member